

BEFORE THE GEORGIA BOARD OF NURSING

IN THE MATTER OF:

CHANELLE WASHINGTON
License No. RN144423

Respondent.

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64CA-EB-1029320

2003-0449

CONSENT ORDER

By agreement of the Georgia Board of Nursing and Chanelle Washington, Respondent, the following disposition of this disciplinary matter is entered pursuant to the provisions of the Georgia Administrative Procedure Act, O.C.G.A § 50-13-13(a)(4), as amended.

FINDINGS OF FACT

1.

The Respondent is licensed to practice nursing as a registered professional nurse in the State of Georgia, and was so licensed at all times relevant to the matters stated herein.

2.

On or about March 29, 2002 in the Superior Court of Gwinnett County, Georgia, the Respondent entered a plea of guilty to Aggravated Assault and received a seven year probated sentence under the First Offender Act. The conviction was the result of a domestic dispute between the Respondent and her husband.

CONCLUSIONS OF LAW

The Respondent's conduct constitutes sufficient grounds for the imposition of sanctions upon Respondent's license to practice nursing as a registered professional nurse in the State of Georgia, under O.C.G.A. Ch. 26, T. 43.

ORDER

The Georgia Board of Nursing, having considered all the facts and circumstances surrounding this case, hereby orders, and the Respondent hereby agrees that the following sanctions shall be imposed upon Respondent's license to practice nursing as a registered professional nurse in the State of Georgia:

1.

The Respondent's license to practice nursing as a registered professional nurse in the State of Georgia shall be suspended for a period of one year; however, the enforcement of the suspension shall be withheld, and the Respondent's license shall be placed on probation for a period of two years from the effective date of this Consent Order, subject to the following conditions:

(a) Copy of Consent Order to Probation Officer. The Respondent shall provide a copy of this Agreement to Respondent's criminal probation officer(s), and shall cause such officer(s) to submit to the Board written confirmation of receipt of this Agreement. By signing this Agreement, the Respondent authorizes and requests Respondent's criminal probation officer(s) to report to the Board any failure to comply with the requirements of Respondent's criminal probation or supervised release. The receipt of a report from the Respondent's criminal probation officer that the Respondent has failed to comply with such requirements, or the receipt of a report that the Respondent's criminal probation has been revoked, shall be grounds for further sanction or revocation of Respondent's license. Upon discharge from criminal probation, the Respondent shall provide proof of discharge to the Board within 30 days of such discharge.

(b) Restrictions Concerning Agency/Private Duty Employment. The Respondent shall not be employed in any of the following settings without prior written approval of the Board: (1) assignments through a nursing agency or pool, (2) private duty nursing, or (3) in-home nursing.

(c) Quarterly Reports from Employers. The Respondent shall provide a copy of this Order to each of Respondent's employers and shall cause such employers or supervisors to submit quarterly reports to the Board by March 31, June 30, September 30 and December 31 commencing on the first reporting date following the effective date of this Order and continuing throughout the probationary period, regarding the Respondent's performance of Respondent's duties. The receipt of an unfavorable report shall be deemed a violation of this Order and, upon substantiation thereof, shall be grounds for further sanction or revocation of Respondent's license.

(d) Copy of Consent Order to Director of Nursing Education Course. If the Respondent should be enrolled in any clinical nursing course, the Respondent shall also provide a copy of this Consent Order to the dean or director of such program.

(e) Personal Quarterly Reports. The Respondent shall submit personal quarterly reports to the Board by March 31, June 30, September 30 and December 31 commencing on the first reporting date following the effective date of this Order and continuing throughout the probationary period. Such reports shall state only the current address and phone number and place of employment of the Respondent. Failure to submit such reports, upon substantiation thereof, shall be grounds for further sanction or revocation of Respondent's license.

(f) Reporting Requirements. The Respondent shall provide a copy of this Consent Order to all reporting individuals. It shall be the responsibility of the Respondent to ensure that all required reports are submitted to the **Georgia Board of Nursing, 237 Coliseum Drive, Macon Georgia 31217-3858** in care of the Compliance Manager; and

to report to the Board any change in Respondent's place of employment, residence, and current status as a practicing registered professional nurse.

(g) Meeting With Board Representative. After acceptance by the Board and docketing, a copy of the docketed Consent Order shall be mailed to the Respondent. Within 10 days of the Respondent's receipt of such docketed copy of the Consent Order, the Respondent shall contact the Compliance Manager of the Board to arrange a meeting to review the terms of this Consent Order and to ensure that any appropriate probationary limitations are indicated upon the Respondent's pocket license card. The Respondent shall be responsible for scheduling such meeting, and failure to comply with such requirement shall be deemed a violation of this Consent Order.

(h) Consent to Release of Information. By executing this Consent Order, Respondent specifically consents to any individuals or entities reporting to the Board information which would affect Respondent's ability to practice as a registered professional nurse with reasonable skill and safety to patients or which constitutes a violation of the Nurse Practice Act or this Consent Order, notwithstanding any privilege provided by state or federal law, and agrees to provide to the Board any release or other documentation which may be necessary for the Board to obtain such information.

(i) Review of Compliance with Consent Order. The Board may review and evaluate the practice of the Respondent at the end of the probationary period. It is hereby understood that if such evaluation should indicate non-compliance with the Consent Order or further violation of O.C.G.A. Title 43, Chs. 1 or 26, Respondent's licensure shall be subject to further sanction or revocation.

(j) Abide by Laws, Rules, Terms of Consent Order. If the Respondent shall fail to abide by all State and federal laws relating to drugs and regulating the practice of registered professional nursing in the State of Georgia, the Rules and Regulations of the Georgia Board of Nursing, the terms of this Consent Order and probation, or if it should appear from reports submitted to the Board that the Respondent is unable to practice as

a registered professional nurse with reasonable skill and safety to patients, Respondent's license may be further sanctioned or revoked, upon substantiation thereof.

2.

In addition to and in conjunction with any other sanction contained herein, this Consent Order and dissemination thereof shall serve as a public reprimand to the Respondent for Respondent's conduct.

3.

Approval of this Consent Order by the Georgia Board of Nursing shall in no way be construed as condoning the Respondent's conduct, and shall not be construed as a waiver of any of the lawful rights possessed by the Board. This Consent Order shall not become effective until approved by the Georgia Board of Nursing and docketed by the Division Director, Professional Licensing Boards Division.

4.

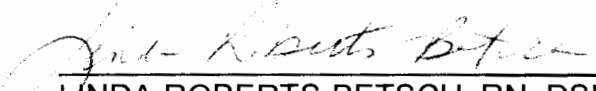
The Respondent has read this Consent Order and understands its contents. The Respondent understands that Respondent has the right to a hearing in this matter, and freely, knowingly and voluntarily waives such right by entering into this Consent Order. The Respondent understands that this Consent Order will not become effective until approved by the Georgia Board of Nursing and docketed by the Division Director, Professional Licensing Boards Division. The Respondent further understands and agrees that the Board shall have the authority to review the investigative file and all relevant evidence in considering this Consent Order. The Respondent understands that this Consent Order, once approved and docketed, shall constitute a public record, evidencing disciplinary action by the Board. However, if the Consent Order is not approved, it shall not constitute an admission against interest in this proceeding or prejudice the Board's ability to adjudicate this matter. The Respondent hereby consents to the terms and sanctions contained herein.

(Signatures on next page)

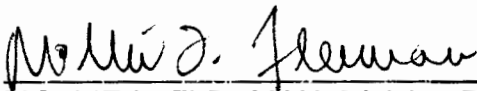
Approved this 15th day of May, 2003.

GEORGIA BOARD OF NURSING

BY:


LINDA ROBERTS-BETSCH, RN, DSN
President


ATTEST:


MOLLIE L. FLEEMAN, Division Director
Professional Licensing Boards Division

CONSENTED TO:


CHANELLE WASHINGTON
Respondent

Sworn to and subscribed
before me this 29th day
of April, 2003.


NOTARY PUBLIC
My commission expires

Notary Public, DeKalb County, Georgia
My Commission Expires July 18, 2006